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10 KENNETH DANIEL BARNES
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12
13 **UNITED STATES BANKRUPTCY COURT**
14 **NORTHERN DISTRICT OF CALIFORNIA**

15 **OAKLAND DIVISION**

16 In re
17 KENNETH DANIEL BARNES
18 VICTORIA BARNES

19 Case No. 10-40304 - WJL
20 Chapter 13

21 **DECLARATION OF DAVID E. GATES**

22 Debtors

23 _____/
24 David E. Gates declares:

25 I am David E. Gates, an attorney at law, licensed to practice law in the State of
26 California and the United States District Court for the Northern District of California.

27 I am one of the attorneys for Debtors KENNETH DANIEL BARNES and
28 VICTORIA BARNES in this Chapter 13 case.

If called as a witness, I could competently testify as follows:

1. Debtors' Petition in this Chapter 13 Bankruptcy case was filed on January 11, 2010.
2. On February 8, 2010, Debtors filed a Motion to Value Lien of PNC BANK NATIONAL ASSOCIATION fka NATIONAL CITY BANK.

- 1 3. An ORDER VALUING LIEN OF PNC BANK NATIONAL ASSOCIATION
2 fka NATIONAL CITY BANK was entered March 4, 2010. That Order was
3 effective during the Chapter 13 plan. A copy is attached herewith as
4 Exhibit "A", 2 pages.
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6 4. Debtors have completed their Chapter 13 Plan payments, and anticipate
7 receiving their Chapter 13 Discharge shortly. A copy of the Discharge will
8 be furnished when available.
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10 5. The second deed of trust referred to in the Order Valuing Lien, was the second
11 deed of trust from KENNETH DANIEL BARNES and VICTORIA BARNES to
12 NATIONAL CITY BANK predecessor in interest to PNC BANK NA of property
13 located at 704 Anderson Avenue, Brentwood, California 94513 recorded at the
14 Contra Costa County Recorder's office on June 1, 2007 as Document No. 2007-
15 0160372-00 attached hereto as Exhibit B.

16 Signed under penalty of perjury pursuant to the laws of the United States of
17 America this 12th day of March, 2015 at Concord, California.
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19 /s/ David E. Gates
20 David E. Gates
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